



Billing Code: 5001-06

DEPARTMENT OF DEFENSE

Office of the Secretary

Judicial Proceedings Since Fiscal Year 2012 Amendments Panel (Judicial Proceedings Panel); Notice of Federal Advisory Committee Meeting

AGENCY: Department of Defense.

ACTION: Notice of meeting.

SUMMARY: The Department of Defense is publishing this notice to announce the following Federal Advisory Committee meeting of the Judicial Proceedings Since Fiscal Year 2012 Amendments Panel (“the Judicial Proceedings Panel” or “the Panel”). The meeting is open to the public.

DATES: A meeting of the Judicial Proceedings Panel will be held on Friday, October 14, 2016. The public session will begin at 9:00 a.m. and end at 4:30 p.m.

ADDRESSES: Judicial Proceedings Panel, One Liberty Center, 875 N. Randolph Street, Conference Room, 14th Floor, Arlington, Virginia 22203.

FOR FURTHER INFORMATION CONTACT: Ms. Julie Carson, Judicial Proceedings Panel, One Liberty Center, 875 N. Randolph Street, Suite 150, Arlington, Virginia 22203. E-mail: whs.pentagon.em.mbx.judicial-panel@mail.mil. Phone: (703) 693-3849. Website: <http://jpp.whs.mil>.

SUPPLEMENTARY INFORMATION: Due to difficulties beyond the control of the Department of Defense, the Designated Federal Officer was unable to submit the Federal Register notice pertaining to the Judicial Proceedings Since Fiscal Year 2012

Amendments Panel meeting agenda for its scheduled meeting of October 14, 2016, that ensured compliance with the requirements of 41 CFR 102-3.150(a). Accordingly the Advisory Committee Management Officer for the Department of Defense, waives the 15-calendar day notification requirement pursuant to 41 CFR 102-3.150(b).

This public meeting is being held under the provisions of the Federal Advisory Committee Act of 1972 (5 U.S.C., Appendix, as amended), the Government in the Sunshine Act of 1976 (5 U.S.C. 552b, as amended), and 41 CFR 102–3.150.

Purpose of the Meeting: In Section 576(a)(2) of the National Defense Authorization Act for Fiscal Year 2013 (Public Law 112-239), as amended, Congress tasked the Judicial Proceedings Panel to conduct an independent review and assessment of judicial proceedings conducted under the Uniform Code of Military Justice (UCMJ) involving adult sexual assault and related offenses since the amendments made to the UCMJ by section 541 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112–81; 125 Stat. 1404), for the purpose of developing recommendations for improvements to such proceedings. At this meeting, the Panel will receive testimony from civilian attorneys on their perspectives regarding sexual assault victims’ appellate rights. The Panel will also receive testimony from JPP Subcommittee members regarding site visit trends and issues.

Agenda:

8:30 a.m. - 9:00 a.m. Administrative Work (41 CFR 102-3.160, not subject to notice & open meeting requirements)

9:00 a.m. - 9:15 a.m. Welcome and Introduction

- Designated Federal Officer Opens Meeting
- Remarks of the Chair

9:15 a.m. - 12:00 p.m. Civilian Attorneys' Perspectives on Victims' Appellate Rights

- Ms. Meg Garvin, Executive Director, National Crime Victim Law Institute
- Professor Steven Saltzburg, Wallace and Beverly Woodbury University
Professor of Law, The George Washington University Law School
- Mr. Don Christensen, President, Protect Our Defenders
- Mr. Ryan Guilds, Counsel, Arnold & Porter LLP

*Note: additional presenters may be included in this session and the agenda will be updated accordingly and posted on the website at <http://jpp.whs.mil>.

12:00 p.m. - 1:00 p.m. Lunch

1:00 p.m. - 3:30 p.m. Report of the Subcommittee on Site Visit Trends and Issues

- Ms. Jill Wine-Banks
- Mr. James Schwenk
- Ms. Laurie Kepros
- Professor Lee Schinasi
- Dean Lisa Schenck

3:30 p.m. - 3:45 p.m. Public Comment

3:45 p.m. - 4:30 p.m. Panel Deliberations

4:30 p.m. Meeting Adjourned

Availability of Materials for the Meeting: A copy of the October 14, 2016 public meeting agenda and any updates or changes to the agenda, including individual speakers not identified at the time of this notice, as well as other materials provided to Panel members for use at the public meeting, may be obtained at the meeting or from the Panel's website at <http://jpp.whs.mil>.

Public's Accessibility to the Meeting: Pursuant to 5 U.S.C. 552b and 41 CFR 102-3.140 through 102-3.165, and the availability of space, this meeting is open to the public.

Seating is limited and is on a first-come basis. Visitors are required to sign in at the One Liberty Center security desk and must leave a government-issued photo identification on file while in the building. Department of Defense Common Access Card (CAC) holders who do not have authorized access to One Liberty Center must provide an alternate form of government-issued photo identification to leave on file with security while in the building. All visitors must pass through a metal detection security screening.

Special Accommodations: Individuals requiring special accommodations to access the public meeting should contact the Judicial Proceedings Panel at whs.pentagon.em.mbx.judicial-panel@mail.mil at least five (5) business days prior to the meeting so that appropriate arrangements can be made.

Procedures for Providing Public Comments: Pursuant to 41 CFR 102-3.140 and section 10(a)(3) of the Federal Advisory Committee Act of 1972, the public or interested organizations may submit written comments to the Panel about its mission and topics pertaining to this public session. Written comments must be received by the JPP at least five (5) business days prior to the meeting date so that they may be made available to the Judicial Proceedings Panel for their consideration prior to the meeting. Written comments should be submitted via e-mail to the Judicial Proceedings Panel at whs.pentagon.em.mbx.judicial-panel@mail.mil in the following formats: Adobe Acrobat or Microsoft Word. Please note that since the Judicial Proceedings Panel operates under the provisions of the Federal Advisory Committee Act, as amended, all written comments

will be treated as public documents and will be made available for public inspection. If members of the public are interested in making an oral statement pertaining to the agenda for the public meeting, a written statement must be submitted as above along with a request to provide an oral statement. After reviewing the written comments and the oral statement, the Chairperson and the Designated Federal Officer will determine who of the requesting persons will be able to make an oral presentation of their issue during the public comment portion of this meeting. Determination of who will be making an oral presentation is at the sole discretion of the Committee Chair and the Designated Federal Officer and will depend on time available and relevance to the Panel's activities for that meeting, and on a first-come basis. When approved in advance, oral presentations by members of the public will be permitted from 3:30 p.m. to 3:45 p.m. on October 14, 2016 in front of the Panel members.

Committee's Designated Federal Officer: The Panel's Designated Federal Officer is Ms. Maria Fried, Department of Defense, Office of the General Counsel, 1600 Defense Pentagon, Room 3B747, Washington, D.C. 20301-1600.

Dated: October 4, 2016.

Aaron Siegel,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

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